



DEPARTMENT OF THE NAVY
COMMANDER
UNITED STATES FLEET FORCES COMMAND
1562 MITSCHER AVENUE SUITE 250
NORFOLK VA 23551-2487

5720
Ser N01P (2016-65-009388)/108
October 5, 2016

Mr. Brock Vergakis
The Associated Press
150 W Brambleton Ave
Norfolk, VA 23510.

Dear Mr. Vergakis:

Thank you for your Freedom of Information Act (FOIA) request submitted to the Department of the Navy's FOIA online website, and received in U.S. Fleet Forces Command (USFF) on September 6, 2016. You requested a copy of the recorded interviews with witnesses conducted as part of the JAGMAN investigation into the March 24, 2014 shooting aboard the USS MAHAN at Naval Station, Norfolk.

Your request was processed under applicable provisions of the FOIA statute, as amended, and the implementing Navy Department directive (SECNAVINST 5720.42F).

Upon description of the records requested (audio recordings of interviews from the Mahan investigation), the Fleet Legal Office investigation files were searched, to include the binder containing the Mahan investigation. No audio recordings were located. The investigating officer was then contacted via his staff judge advocate and he indicated he no longer had audio recordings of any interviews from the investigation. The audio files were disposed of after they were used to type up the transcripts contained in the investigation.

Because you are receiving a "no records" response from this command, you may appeal this determination in writing to:

Office of the Judge Advocate General
Department of the Navy
Attn: FOIA Appeals, Code 14
1322 Patterson Avenue SE, Suite 3000
Washington Navy Yard, DC 20374-5066

Your appeal must be postmarked within 90 calendar days from the date of this letter to be considered. A statement as to why your appeal should be granted should be included and the enclosed copy of this letter should be attached. Both the appeal letter and the envelope should bear the notation, "Freedom of Information Act Appeal."

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I am the official responsible for this determination. For this determination, you have the right to seek dispute resolution services from the DoD Navy Component FOIA Public Liaison, Mr. Chris Julka, at Christopher.a.julka@navy.mil or by calling (703) 697-0031.

Any questions related to this action may be directed to Mrs. Linda Alvers at (757) 836-3630 or at linda.alvers@navy.mil.

Sincerely,


J.E. HANZLIK, JR.
By direction

Copy to:
Case file
Serial file